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## Facsimile Cover Sheet

|   |   |
|---|---|
| To: Commissioner for Patents for<br>Examiner Elaine L. Gort<br>Group Art Unit 3627  | Facsimile No.: 703/872-9306   |
| From: Monica Gamez<br>Legal Assistant to Barry Jones  | No. of Pages Including Cover Sheet: 27  |
| <p><b>Message:</b></p> <p>Attached is a copy of the following documents:</p> <ul style="list-style-type: none"> <li>• Transmittal document;</li> <li>• Response to Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)</li> <li>• Copy of Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)</li> <li>• Appeal Brief (37 C.F.R. 41.37); and</li> <li>• Petition for Extension of Time within the First Month.</li> </ul> |   |
| <p><b>Re: Application No. 09/679,781</b><br/>Attorney Docket No: AUS9-2000-0557-US1</p>   |   |
| <p><b>Date: Monday, October 25, 2004</b></p>  |   |
| <p><b>Please contact us at (972) 385-8777 if<br/>you do not receive all pages<br/>indicated above or experience any<br/>difficulty in receiving this facsimile.</b></p>   | <p><i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i></p> |

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dunsmore et al.

§ Group Art Unit: 3627

Serial No.: 09/679,781

§ Examiner: Gort, Elaine L.

Filed: October 5, 2000

§ Attorney Docket No.: AUS9-2000-0557-US1

For: Pay at the Table System

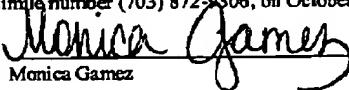
35525

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## Certificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306, on October 25, 2004.

By:



Monica Gamez

Monica Gamez

TRANSMITTAL DOCUMENT

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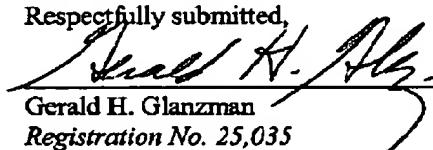
Sir:

## ENCLOSED HEREWITH:

- Response to Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)
- Copy of Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)
- Appeal Brief (37 C.F.R. 41.37); and
- Petition for Extension of Time within the First Month.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. A fee of \$110.00 is required for a one-month extension of time. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. No additional extension of time is believed to be necessary. If, however, an additional extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,



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## UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR    | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|-------------------------|---------------------|------------------|
| 09/679,781  | 10/05/2000  | Rodney Charles Dunsmore | AUS9-2000-0557-US1  | 8696             |
| 7590  | 08/25/2004  |                         |                     | EXAMINER         |
| Kelly K Kordzik<br>100 Congress Avenue<br>Suite 800<br>Austin, TX 78701 |             |                         |                     | ART UNIT         |
|   |             |                         |                     | PAPER NUMBER     |

DATE MAILED: 08/25/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

CLIENT DOCKET INFORMATION  
 Client Name: AUS9-2000-0557-US1  
 File No. \_\_\_\_\_  
 DATE ACTION DOCKETED  
 09.24.04 Resp. to Notice of Non-Compliance  
 Docketed By \_\_\_\_\_ Date 12.2.04  
 Checked By \_\_\_\_\_ Date 12.2.04  
 Attorney Initials: \_\_\_\_\_ Date 12.2.04

Application/Control Number: 09/679,781  
Art Unit: 3627

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**DETAILED ACTION****NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37****CFR 1.192(c)**

1. The brief does not contain a concise explanation of the invention defined in the claims involved in the appeal, which refers to the specification by page and line number, and to the drawing, if any, by reference characters as required by 37 CFR 1.192(c)(5).
  
2. The brief includes a statement that claims are grouped and do not stand or fall together, but fails to present reasons in support thereof as required under 37 CFR 1.192(c)(7). MPEP § 1206. Applicant has not provided arguments for claims 66 and 68.
  
4. Appellant is required to comply with provisions of 37 CFR 1.192(c). To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

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Art Unit: 3627

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**Conclusion**

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elaine Gort whose telephone number is (703)308-6391. The examiner can normally be reached on Monday through Thursday from 7:00 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Olszewski, can be reached at (703)308-5183. The fax phone number for the organization where this application or processing is assigned is (703)872-9326.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703)308-1113.

EG



August 19, 2004

 8/23/04

ROBERT P. OLSZEWSKI  
SUPPLY/TECHNOLOGY CENTER 3600  
EXAMINER